

REMARKS/ARGUMENTS

Favorable consideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 1-13 are presently pending in this application, Claim 9 having been amended by the present amendment.

Claim 9 has been amended to correct the improper multiple dependency. Amended Claim 9 is fully supported by the specification, drawings and claims as originally filed. Applicants therefore submit that no new matter has been introduced.

In response to the Restriction Requirement stated in the Official Action dated December 29, 2005, Applicants provisionally elect Group II, Claims 3, 5-8 and 12, drawn to an electrically retractable outer mirror for a vehicle comprising a mirror housing, a mirror accommodated in the mirror housing, housing rotating speed variable means for varying a rotating speed of the mirror housing and a switch input determination circuit, and a motor apply voltage adjustment circuit or a motor apply current adjustment circuit, classified in class 359, subclass 841.

Applicants respectfully traverse the outstanding Restriction Requirement. The Restriction Requirement asserts that the application contains claim to patentably distinct inventions. However, MPEP § 803 states the following:

... If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct of independent inventions.

The Claims of the present application would appear to be part of an overlapping search area. Applicants therefore respectfully submit that there is no undue burden on the Examiner to search all the claims under MPEP § 803, and traverse the Restriction

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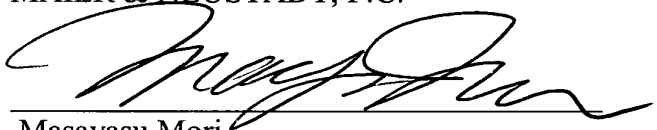
Requirement on the grounds that a search and examination of the entire application would not place a *serious* burden on the Examiner.

Therefore, it is respectfully requested that the requirement to elect a single group be withdrawn, and that a full examination on the merits of Claims 1-3, 5-9, 12 and 13 be conducted.

Consequently, in view of the above discussion, it is respectfully submitted that the present application is in condition for formal allowance and an early and favorable reconsideration of this application is therefore requested.

Respectfully submitted,

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